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Attorney Docket No. GENO200.1/CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Small

APPLICANT: MESSIER

SERIAL NO.: 10/079,042

FILED: FEBRUARY 19, 2002

TITLE: METHODS TO IDENTIFY
EVOLUTIONARILY SIGNIFICANT
CHANGES IN POLYNUCLEOTIDE
AND POLYPEPTIDE SEQUENCES IN
DOMESTICATED PLANTS AND
ANIMALS

EXAMINER: HORLICK, K.R.

ART UNIT: 1637

CONF NO.: 5992

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

An Office Action was mailed in the above-captioned application on May 14, 2004. In such Office Action claims 1-78 were pending. Claims 1-78 were subject to restriction and/or election requirement. This Response to Restriction Requirement document is submitted in response to said Office Action.

Restriction Requirement under 35 U.S.C. § 121

An election requirement was made to pending claims 1-26. The claims were placed into four groups:

Group 1 (claims 1-30) drawn to methods of identifying a polynucleotide;

Group 2 (claims 31-36, 45-50, and 53, drawn to EG307 polynucleotides and related products;

Group 3 (claim 51, 52, and 54-56) drawn to methods of providing increased or controllable yield in a plant;

37 CFR 1.8
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Signature: *Tasha L. Cove*
Name: Tasha L. Cove

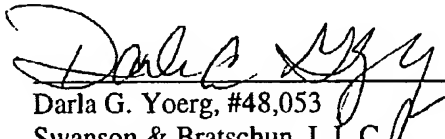
Closing Remarks

If it would be helpful to obtain favorable consideration of this case, the Examiner is encouraged to call and discuss this case with the undersigned.

This constitutes a request for any needed extension of time and an authorization to charge all fees therefore to deposit account No. 19-5117, if not otherwise specifically requested. The undersigned hereby authorizes the charge of any fees created by the filing of this document or any deficiency of fees submitted herewith to be charged to deposit account No. 19-5117.

Respectfully submitted,

Date: July 14, 2004



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